

MINUTES – MARCH 20, 2001

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 20th day of March, 2001, the Commissioners' Court convened the regular Voting Session at 9:09 AM in the Commissioners' Courtroom, 1st Floor of the Travis County Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Melissa Velasquez.

The Commissioners' Court recessed the Voting Session at 12:21 PM.

The Commissioners' Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, (NWTCRD #3), convened the NWTCRD #3 Voting Session at 1:52 PM and adjourned at 1:53 PM.

The Commissioners' Court reconvened the Voting Session at 1:53 PM.

The Commissioners' Court retired to Executive Session at 3:43 PM.

The Commissioners' Court reconvened the Voting Session at 5:25 PM.

The Commissioners' Court adjourned the Voting Session at 5:29 PM.

RESOLUTIONS & PROCLAMATIONS

1. APPROVE A PROCLAMATION TO DECLARE MARCH 15, 2001 AS "ABSOLUTELY INCREDIBLE KID DAY" IN TRAVIS COUNTY. (9:13 AM)

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 1.

Motion carried:	County Judge Samuel T. Biscoe	yes
	Precinct 1, Commissioner Ron Davis	yes
	Precinct 2, Commissioner Karen Sonleitner	yes
	Precinct 3, Commissioner Todd Baxter	yes
	Precinct 4, Commissioner Margaret J. Gómez	yes

2. APPROVE RESOLUTIONS RECOGNIZING OUR TRAVIS COUNTY EMPLOYEES WHO NOBLY SERVED THEIR COUNTRY AS TEXAS ARMY NATIONAL GUARD SOLDIERS STATIONED IN BOSNIA: (9:14 AM)

- A. RICHARD COSPER
- B. REGINALD HARRIS
- C. JUAN VILLAREAL
- D. ADOLPHUS WELLS

Clerk's Note: Items 2.A, B, C, and D are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Leroy Nellis, Budget Manager, Planning and Budget Office (PBO).

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve Items 2.A, B, C, and D.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

3. INTRODUCTION OF URSULA PATTERSON, FELIX TARANGO, DENISE LAKTAS AND COLLIN WELSCH TO COMMISSIONERS COURT. (9:24 AM)

Members of the Court heard from: Jim Collins, Executive Assistant County Attorney; Ursula Patterson, Assistant County Attorney; Denise Laktas, Assistant County Attorney; Collin Welsch, Assistant County Attorney; and Felix Tarango, Assistant County Attorney.

Discussion Only.

CITIZENS COMMUNICATION

Members of the Court heard from: Jay Cooper, Private Citizen. (9:28 AM)

HEALTH AND HUMAN SERVICES ITEMS

- 5. RECEIVE UPDATE ON CAPITAL IDEA WORKFORCE DEVELOPMENT PROGRAM, REQUEST FOR ADDITIONAL FUNDING TO MEET EXPANDED NEEDS, AND TAKE APPROPRIATE ACTION. (9:12 AM) (11:20 AM)

Members of the Court heard from: Stephen Williams, Executive Manager, Travis County Health, Human Services, and Veterans’ Services (TCHHS&VS); Stephen Jacobs, Executive Director, Capital Idea; Alan Miller, Planning and Budget Analyst, PBO; David Lurie, Director, Austin-Travis County Health and Human Services (A-TCHHS); and Leroy Nellis, Budget Manager, PBO.

Motion by Judge Biscoe and seconded by Commissioner Davis, maintaining the same 60-40 relationship would mean that the County would generate an additional \$106,000.00 and allocate that to Capital Idea; and that we sweep the Workforce Development money that you mentioned; that we take the balance from Allocated Reserve; that you confirm the arithmetic to prepare the necessary transfers.

A Clarification of the previous Motion was made by Commissioner Sonleitner that when were talking about sweeping Workforce Development we're talking about Alan Miller’s \$46,442.00 figure.

A Further Clarification of the previous Motion was made by Commissioner Baxter, that the Motion is the \$46,442.00, and then whatever it takes to get to the \$106,000.00 from Allocated.

A Division of the vote was requested by Commissioner Baxter on Item 5.

First Division of the Vote:

Motion by Judge Biscoe and seconded by Commissioner Davis to take from the Workforce Development Projects line item the unexpended balance of \$46,442.00, to use that to fund part of the \$106,000.00 for Capital Idea.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

ITEM 5 CONTINUED

Second Division of the Vote:

Motion by Judge Biscoe and seconded by Commissioner Davis to take from Allocated Reserve the amount necessary to bring the total up to \$106,000.00, and we understand that amount to be approximately \$60,000.00, Alan will do the arithmetic, prepare the appropriate transfers or documentation.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	no
Precinct 4, Commissioner Margaret J. Gómez	yes

6. RECEIVE STATUS REPORT ON MEDICAL PRESCRIPTIONS FOR RURAL MEDICAL ASSISTANCE PROGRAM (RMAP) CLIENTS AND TAKE APPROPRIATE ACTION. (9:39 AM)

Members of the Court heard from: Stephen Williams, Executive Manager, TCHHS&VS; Elaine Carroll, Assistant Director, Managed Services, A-TCHHS; David Lurie, Director, A-TCHHS; and Alan Miller, Planning and Budget Analyst, PBO.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Option 4, which is for us to set up the network with the private pharmacies, whose names and addresses we have; that we indicate our intention to fund that out of HHS current budget; that we ask Alan Miller to go ahead and do his fiscal analysis and hopefully have it ready by April 19, 2001; that we continue to communicate with the City of Austin, indicate our willingness to assist in whatever way we can, and post the Work Session on April 19, 2001, where we get at least a status report, and see how that’s going.

Maker and Second accept the Friendly Amendment by Commissioner Davis to implement this by May 1, 2001.

Acceptance of the Friendly Amendment was made by Judge Biscoe and Commissioner Gómez.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

ADMINISTRATIVE OPERATIONS ITEMS

- 7. DISCUSS PLANNED SPACE ASSIGNMENTS AND RENOVATION PLANS AND SCHEDULES FOR THE TRAVIS COUNTY ADMINISTRATION BUILDING (STOKES BUILDING) AND TAKE APPROPRIATE ACTION. (1:54 PM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Susan Spataro, Travis County Auditor; Joe Harlow, Director, Information and Telecommunications Systems (ITS); Roger El Khoury, Director, Facilities Management; Jim Collins, Executive Assistant County Attorney; and Leslie Stricklan, Project Manager, Facilities Management.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez that the Commissioners Court now endorse what we call Option 1 Revision 2, this is the plan that consolidates the Auditor’s Office on 2, puts a good portion of ITS on 5, and gives the County Attorney, fits their needs on 4; and to also include the revised budget of \$700,000.00; and that PBO needs to make the appropriate budget transfers into the appropriate line items in terms of making this project move ahead.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

- 8. CONSIDER TEMPORARY USE OF 624 NORTH PLEASANT VALLEY ROAD FOR TACTICAL OPERATIONS TRAINING BY THE TRAVIS COUNTY SHERIFF’S OFFICE SWAT TEAM, AND TAKE APPROPRIATE ACTION. (9:34 AM)

Members of the Court heard from: Rick Whitehead, Travis County Sheriff’s Office (TCSO).

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve Item 8, as long as there is coordination between the Sheriff’s Office and Facilities Management.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

9. APPROVE PERSONNEL AMENDMENTS. (9:32 AM)

Item 9 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

10. APPROVE ACCEPTANCE OF THE DRAINAGE STRUCTURE IN FERGUSON CUT-OFF, THE TERMINATION OF THE LICENSE AGREEMENT, AND THE RELEASE OF ESCROW IN PRECINCT ONE. (9:32 AM)

Item 10 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

11. CONSIDER THE SALE OF UNUSED, EXCESS RIGHT-OF-WAY FOR PORTIONS OF COBBLESTONE DRIVE IN PRECINCT THREE, WITHIN THE AUSTIN CITY LIMITS, AND TAKE APPROPRIATE ACTION. (10:30 AM)

Members of the Court heard from: Dick Rathgeber, General Partner, DBL Eagle Ranch Ltd.; Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR); Greg Chico, Right-of-Way Manager, TNR; and Jim Meads, Right-of-Way Negotiator, TNR.

Motion by Commissioner Baxter **and seconded by** Judge Biscoe that we approve the sale of this excess right-of-way at the amount of \$15,000.00, and to direct Staff to take the proper steps in order to dispose of it as well.

Maker and Second accept the Friendly Amendment by Commissioner Sonleitner to change the amount to \$15,910.00.

Acceptance of the Friendly Amendment was made by Commissioner Baxter and Judge Biscoe.

Motion carried:	County Judge Samuel T. Biscoe	yes
	Precinct 1, Commissioner Ron Davis	yes
	Precinct 2, Commissioner Karen Sonleitner	yes
	Precinct 3, Commissioner Todd Baxter	yes
	Precinct 4, Commissioner Margaret J. Gómez	yes

- 12.** DISCUSS IMPLICATIONS FOR TRAVIS COUNTY OF THE U.S. SUPREME COURT'S RULING IN WHITMAN, ADMINISTRATOR OF EPA V. AMERICAN TRUCKING ASSOCIATIONS, INC. REGARDING THE VALIDITY AND IMPLEMENTATION OF CLEAN AIR ACT NATIONAL AMBIENT AIR QUALITY STANDARDS. (5:25 PM)

Item 12 postponed until March 27, 2001.

- 13.** APPROVE SETTING A PUBLIC HEARING DATE OF APRIL 10, 2001 TO DISCUSS AND APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 5' PUBLIC UTILITY EASEMENT ALONG EITHER SIDE OF THE COMMON LOT LINE BETWEEN LOT 51 AND 52, HIGHLAND CLUB VILLAGE SECTION ONE, A SUBDIVISION IN PRECINCT THREE. (9:32 AM)

Item 13 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 14.** APPROVE SETTING A PUBLIC HEARING DATE OF APRIL 17, 2001 FOR APPROVAL OF PROPOSED STREET NAME ASSIGNMENT FOR AN UNNAMED EASEMENT TO BE KNOWN AS "TRAILS END COVE" IN PRECINCT TWO. (9:32 AM)

Item 14 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

15. DISCUSS COUNTY METHODOLOGY FOR INFRASTRUCTURE REPORTING UNDER GASB 34 AND TAKE APPROPRIATE ACTION. (2:14 PM)

Members of the Court heard from: Susan Spataro, Travis County Auditor; Joe Gieselman, Executive Manager, TNR; Cynthia McDonald, Financial Manager, TNR; Linda Bishop, Travis County Auditor’s Office; Christian Smith, Executive Manager, PBO; Diana Warner, First Assistant County Auditor; and Leroy Nellis, Budget Manager, PBO.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to do the depreciation method when we do our annual financial report, and we can continue to plan and operate based on various modified approaches.

A Restatement of the Motion was made by Judge Biscoe that we go with the depreciation approach, but at the same time, keep working with the modified over the next few years and feel the same flexibility with this issue as we show to all County issues.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	no
Precinct 4, Commissioner Margaret J. Gómez	yes

PLANNING AND BUDGET DEPT. ITEMS

- 16. AUTHORIZE CASH INVESTMENT MANAGEMENT TO ADVERTISE AND DISTRIBUTE A REQUEST FOR APPLICATION (RFA) FOR DEPOSITORY BANK CONTRACT. (3:22 PM)

Members of the Court heard from: Mary Mayes, Investment Manager, Cash/Investment Management; Barbara Wilson, Assistant County Attorney; and Leroy Nellis, Budget Manager, PBO.

Motion by Commissioner Baxter **and seconded by** Commissioner Gómez to approve Item 16.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

- 17. REVIEW AND TAKE APPROPRIATE ACTION ON GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSION TO CONTINUE: (9:32 AM)

- A. APPROVE GRANT APPLICATION FROM OFFICE OF THE GOVERNOR - CRIMINAL JUSTICE DIVISION FOR TRAVIS COUNTY JUVENILE PROBATION DEPARTMENT SHELTER CARE PROJECT.

- B. APPROVE GRANT CONTRACT FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY THROUGH THE STATE DIVISION OF EMERGENCY MANAGEMENT FOR FEMA HAZARD MITIGATION PROGRAM FOR TNR DEPARTMENT.

- C. APPROVE AMENDMENT TO GRANT CONTRACT WITH TEXAS PARKS AND WILDLIFE DEPARTMENT FOR SOUTHEAST METROPOLITAN PARK RECREATIONAL TRAILS CONSTRUCTION FOR TNR DEPARTMENT.

Items 17.A, B, and C added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 18. CONSIDER CONVERTING PURCHASING OFFICE TEMPORARY GASB 34 FIXED ASSET MANAGER POSITION TO PERMANENT. (10:56 AM)

Members of the Court heard from: Donna Scarbrough, Assistant Purchasing Agent; and Cyd Grimes, Travis County Purchasing Agent.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve the request to convert this temporary position to a permanent one.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	abstain
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

- 19. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (3:38 PM)

No action necessary on Item 19.

PURCHASING OFFICE ITEMS

- 20. APPROVE CONTRACT AWARD FOR THE PROVISION OF ELECTRONIC MONITORING FOR JUVENILE COURT, RFP# P010011-OJ, TO THE QUALIFIED OFFEROR, GENERAL SECURITY SERVICES CORPORATION. (9:32 AM)

Item 20 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 21. DECLARE CERTAIN WEAPONS AS TRADE-IN FOR NEW WEAPONS, PURSUANT TO SECTION 263.152 OF THE TEXAS LOCAL GOVERNMENT CODE. (9:32 AM)

Item 21 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 22.** APPROVE ASSIGNMENT OF CONTRACT NO. 00T0276-RG, REMANUFACTURED TONER CARTRIDGES (MODIFICATION NO. 1) FROM INTELLIGENT INTERFACE TO INTELLIGENT OFFICE PRODUCTS. (9:09 AM)

Item 22 pulled from the Agenda.

- 23.** APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 00T0259-RG, GULF COAST PAPER COMPANY FOR JANITORIAL SUPPLIES; CONTRACT APPROVED ON MAY 16, 2000. (9:32 AM)

Item 23 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 24. A. APPROVE QUANTUM MERUIT CLAIM FOR ESD#4 IN THE AMOUNT OF \$24,996.00; ESD#4 PROVIDED FIREFIGHTER ACADEMY SERVICES SATISFACTORILY FROM OCTOBER 1, 2000 THROUGH MARCH 31, 2001 AT A COST OF \$4,166.00 A MONTH FOR SIX MONTHS. (3:38 PM)
- B. APPROVE AN INTERLOCAL COOPERATION AGREEMENT BETWEEN TRAVIS COUNTY AND EMERGENCY SERVICES DISTRICT #4 FOR FIREFIGHTER ACADEMY SERVICES FROM APRIL 1, 2001 THROUGH SEPTEMBER 30, 2001.

Clerk’s Note: Items 24.A and B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Chief John Smith, Emergency Services District #4.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve Item 24.A.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve Item 24.B.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

- 25. APPROVE CONTRACT AWARD FOR TRAFFIC PAINT, IFB NO. B010039-RG, TO THE LOW BIDDER, CENTERLINE INDUSTRIES. (9:32 AM)

Item 25 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 26.** APPROVE A TWO-MONTH EXTENSION (MODIFICATION NO. 4) TO CONTRACT NO. PS990091-KW, SOUTHWEST KEY PROGRAM, INC. FOR PROVISION OF DAY REPORTING AND DAY TREATMENT PROGRAM SERVICES FOR JUVENILE OFFENDERS UNDER THE SUPERVISION OF THE TRAVIS COUNTY JUVENILE PROBATION DEPT. (9:09 AM)

Members of the Court heard from: Donna Scarbrough, Assistant Purchasing Agent.

Item 26 pulled from the Agenda.

- 27.** APPROVE 12-MONTH EXTENSIONS (MODIFICATION NO. 1) TO THE FOLLOWING CONTRACTS FOR MEDICAL AND SURGICAL SUPPLIES: CONTRACTS APPROVED ON MAY 8, 2000. (9:32 AM)

- A.** NO. 00T0233-JP, SOUTHWEST SURGICAL SYSTEMS, INC.;
- B.** NO. 00T0234-JP; HENRY SCHEIN, INC.

Items 27.A and B added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 28.** APPROVE 12-MONTH EXTENSIONS (MODIFICATION NO. 1) TO THE FOLLOWING CONTRACTS FOR ASPHALTIC ROAD MATERIALS: CONTRACTS APPROVED ON MAY 16, 2000. (9:32 AM)

- A.** NO. 00T0231-JP, INDUSTRIAL ASPHALT, INC.; AND
- B.** NO. 00T0232-JP; AUSTIN BRIDGE AND ROAD.

Items 28.A and B added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

OTHER ITEMS

- 29.** DISCUSS STATUS, NECESSARY CONTRACT MODIFICATIONS AND RELATED ISSUES ON THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS, AND TAKE APPROPRIATE ACTION. (1:54 PM)

No action necessary on Item 29.

Item 29 postponed until March 27, 2001.

30. DISCUSS LEGISLATIVE ISSUES, AND TAKE APPROPRIATE ACTION.
(9:11 AM) (11:49 AM)

Senate Bill 578: Relating to the provision of emergency communication services.

Members of the Court heard from: Dinah Dinwiddie, Executive Manager, Justice and Public Safety (JPS); Teresa Reel, Manager, Emergency and Wireless Communications, JPS; and Bob Kamm, Legislative Consultant.

Clerk's Note: Commissioner Sonleitner and Commissioner Gómez agreed to meet with the author of the bill.

Discussion Only.

House Bill 2807: Relating to a demonstration project to extend Medicaid coverage to certain low-income individuals.

Members of the Court heard from: David Lurie, Director, A-TCHHS.

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to endorse this bill.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

House Bill 2522: Relating to requiring the Texas Department of Transportation to establish and maintain a state airport in Central Texas.

Discussion Only.

31. CONSIDER SELECTION OF ONE (1) FIRM TO PROVIDE TRAVIS COUNTY REDISTRICTING SERVICES, AUTHORIZE CONTRACT NEGOTIATIONS, AND TAKE APPROPRIATE ACTION. (9:11 AM) (10:46 AM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; and Barbara Wilson, Assistant County Attorney.

Motion by Judge Biscoe and seconded by Commissioner Davis to authorize contract negotiations with Emory Young.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	no
Precinct 4, Commissioner Margaret J. Gómez	yes

32. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:32 AM)

Item 32 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

EXECUTIVE SESSION ITEMS

Note 1 – Gov't Code Ann 551.071, Consultation with Attorney

Note 2 – Gov't Code Ann 551.072, Real Property

Note 3 – Gov't Code Ann 551.074, Personnel Matters

Note 4 – Gov't Code Ann 551.076, Security

- 33. A. RECEIVE BRIEFING FROM COUNTY ATTORNEY'S OFFICE REGARDING CLAIMS RECEIVED FROM CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. ¹ (3:43 PM) (5:25 PM)**
- B. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION REGARDING FLUOR DANIEL, INC. V. TRAVIS COUNTY, TEXAS; CIVIL ACTION NO. A 00CA021SS; IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS, AUSTIN DIVISION. ¹**

Clerk's Note: Items 33.A and B are associated with one another and were called for concurrent discussion.

Judge Biscoe announced that Items 33.A and B would be considered in Executive Session.

No action required on Items 33.A and B.

Items 33.A and B to be reposted on March 27, 2001.

- 34. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING APPLICABILITY OF AMERICANS WITH DISABILITIES ACT AND TEXAS ARCHITECTURAL BARRIERS ACT TO ROADS AND SIDEWALKS IN SUBDIVISIONS AND TAKE APPROPRIATE ACTION. ¹ (3:43 PM) (5:25 PM)**

Judge Biscoe announced that Item 34 would be considered in Executive Session.

No action required on Item 34.

Items 34 to be reposted on April 3, 2001.

- 35.** RECEIVE UPDATE FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER OFFER FOR SETTLEMENT AND/OR TAKE APPROPRIATE ACTION IN THE MATTER OF RICHARD VANDEVENTER “VAN” HARVEY V. TRAVIS COUNTY; CAUSE # GN003516. ¹
(3:43 PM) (5:26 PM)

Judge Biscoe announced that Item 35 would be considered in Executive Session.

Item 35 to be reposted on March 27, 2001.

- 36.** RECEIVE BRIEFING FROM COUNTY ATTORNEY’S OFFICE REGARDING LEGAL ISSUES ASSOCIATED WITH POTENTIAL ACQUISITION OF ADDITIONAL PARK LAND IN PRECINCT TWO. ¹ (3:43 PM) (5:26 PM)

Judge Biscoe announced that Item 36 would be considered in Executive Session.

Item 36 pulled from the Agenda.

- 37.** RECEIVE LEGAL ADVICE FROM COUNTY ATTORNEY REGARDING MANAGEMENT CONTRACT FOR TRAVIS COUNTY FARMERS’ MARKET AND TAKE APPROPRIATE ACTION. ¹ (3:43 PM) (5:27 PM)

Judge Biscoe announced that Item 37 would be considered in Executive Session.

Item 37 to be reposted on April 3, 2001.

38. RECEIVE BRIEFING, APPOINT COMMISSIONERS COURT REPRESENTATIVE FOR MEDIATION AND/OR TAKE APPROPRIATE ACTION IN JOSHUA HYNES VS. ROBERT HALE HOLLAND AND TRAVIS COUNTY. (TEXAS TORT CLAIMS; PERSONAL INJURY) ¹ (3:43 PM) (5:27 PM)

Judge Biscoe announced that Item 38 would be considered in Executive Session.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to authorize Dan Mansour to represent the Commissioners’ Court at the mediation in the matter involving Joshua Hynes vs. Robert Hale Holland and Travis County.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

39. DISCUSS, APPROVE, OR TAKE ANY OTHER APPROPRIATE ACTION REGARDING THE PRECINCT 4 OFFICE BUILDING FOR TRAVIS COUNTY EMPLOYEES. ² (3:43 PM) (5:27 PM)

Judge Biscoe announced that Item 39 would be considered in Executive Session.

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to extend another 90 days, and that they proceed with the rest of the process, “P” zoning and other preparatory steps.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	abstain
Precinct 4, Commissioner Margaret J. Gómez	yes

40. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN KENJURA TILE V. TRAVIS COUNTY. (GIESELMAN) ¹ (9:10 AM)

Item 40 pulled from the Agenda.

- 41. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN THE MATTER OF JANICE L. IVY V. TRAVIS COUNTY; CAUSE NO. 97-10793; 98TH JUDICIAL DISTRICT COURT OF TRAVIS COUNTY, TEXAS; AND ACCEPT, REJECT OR COUNTER OFFER FOR SETTLEMENT AND DESIGNATE SETTLEMENT REPRESENTATIVE FOR MEDIATION; AND AUTHORIZE COUNTY ATTORNEY TO INCUR FEES, INCLUDING PAYMENT OF WITNESS EXPENSES FOR WITNESSES TO TESTIFY AT TRIAL IF NECESSARY. ^{1 AND 3} (3:43 PM) (5:28 PM)

Judge Biscoe announced that Item 41 would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Davis to accept the counter to our counter offer in the amount of \$26,000.00, and that we authorize counsel to view the requested personnel file.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

